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10/018,588	03/29/2002	Mamoru Ueda	450101-03131	8351

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EXAMINER

DANG, HUNG Q

ART UNIT	PAPER NUMBER
2621	

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Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/018,588	Applicant(s) UEDA ET AL.	
	Examiner Hung Q. Dang	Art Unit 2621	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 29 March 2002.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-28 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-5 and 7-28 is/are rejected.
- 7) ☒ Claim(s) 6 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 29 March 2002 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>12/12/2001, 12/21/2005</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Specification

The title of the invention is not descriptive. A new title is required that is clearly indicative of the invention to which the claims are directed.

Claim Objections

Claim 10 is objected to because of the following informalities: claim 10 recites "the predetermined order is an order of intra-coded frame, forward predictive coded frame, and bidirectional predictive coded **frame**, and the order within the bidirectional predictive coded **frame** is the reverse of the coding order". It should be "the predetermined order is an order of intra-coded frame, forward predictive coded frame, and bidirectional predictive coded **frames**, and the order within the bidirectional predictive coded **frames** is the reverse of the coding order". Appropriate correction is required.

Claim Rejections - 35 USC § 101

35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

Claims 18, 22, 25, and 28 are rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter.

Claims 18, 22, 25, and 28 recite "a program". However, it appears that such would reasonably be interpreted by one of ordinary skill in the art as software, per se. This subject matter is not limited to that which falls within a statutory category of invention because it is not limited to a process, machine, manufacture, or a composition

of matter. Software does not fall within a statutory category since it is clearly not a series of steps or acts to constitute a process, not a mechanical device or combination of mechanical devices to constitute a machine, not a tangible physical article or object which is some form of matter to be a product and constitute a manufacture, and not a composition of two or more substances to constitute a composition of matter.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1, 3, 4, and 16-22 are rejected under 35 U.S.C. 102(b) as being anticipated by Akiwumi-Assani et al. (US Patent 5,532,744).

Regarding claim 1, Akiwumi-Assani et al. anticipate a decoding device for decoding a coded stream (Fig. 1 and Abstract), the device comprising: a plurality of decoding means for decoding the coded stream (Fig. 1 and Abstract); and decoding control means for controlling the plurality of decoding means to operate in parallel (Fig. 1; Abstract; column 5, lines 13-15).

Regarding claim 3, Akiwumi-Assani et al. anticipate: first buffer means for buffering the coded stream (column 5, lines 24-32); reading means for reading out a start code indicating the start of a predetermined information unit included in the coded stream from the coded stream (column 5, lines 5-12; lines 20-23) and reading out

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position information related to the position where the start coded is held to the first buffer means (column 5, lines 20-22, 35-38); second buffer means for buffering the start code and the position information read out by the reading means ("slice parser" in column 5, lines 35-38; "array in memory" in column 5, lines 22-23); and buffering control means for controlling the buffering of the coded stream by the first buffer means and the buffering of the start code and the position information by the second buffer means ("system controller" in Fig. 1 and column 5, lines 20-23, 30-32).

Regarding claim 4, Akiwumi-Assani et al. anticipate the coded stream to be an MPEG2 coded stream prescribed by the ISO/IEC 13818-2 and ITU-T Recommendations H.262 (column 4, lines 16-20).

Regarding claim 16, it is rejected for the same reason as discussed in claim 1 above.

Regarding claim 17, it is rejected for the same reason as discussed in claim 1 above.

Regarding claim 18, it is rejected for the same reason as discussed in claim 1 above.

Regarding claim 19, Akiwumi-Assani et al. anticipate a decoding device for decoding a coded stream (Fig. 1 and Abstract), the device comprising: a plurality of slice decoders for decoding the coded stream (column 6, lines 46-49); and slice decoder control means for controlling the plurality of slice decoders to operate in parallel ("system controller" in Fig. 1; Abstract; column 5, lines 13-15).

Regarding claim 20, it is rejected for the same reason as discussed in claim 19 above.

Regarding claim 21, it is rejected for the same reason as discussed in claim 19 above.

Regarding claim 22, it is rejected for the same reason as discussed in claim 19 above.

Claims 1, 5, 7, and 16-18 are rejected under 35 U.S.C. 102(b) as being anticipated by Kwon (EP 0720372 A1).

Regarding to claim 1, Kwon anticipates a decoding device for decoding a coded stream (column 3, lines 2-5), the device comprising: a plurality of decoding means for decoding the coded stream (Fig. 4 and column 3, lines 18-21); and decoding control means for controlling the plurality of decoding means to operate in parallel ("Control 90" in Fig. 4).

Regarding to claim 5, Kwon anticipates: selecting means for selecting predetermined picture data of a plurality of picture data decoded and outputted by the plurality of decoding means ("motion compensator" in column 7, lines 6-8); and motion compensation means for receiving the picture data selected by the selecting means and performing motion compensation ("motion compensator", "adder" in column 7, lines 6-16).

Regarding to claim 7, Kwon anticipates: a holding means for holding the picture data selected by the selecting means or the picture data on which motion compensation is performed by the motion compensation means ("frame memory 307" in Fig. 5 and in

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column 7, lines 6-9) ; and holding control means for controlling the holding, by the holding means, of the picture data selected by the selecting means or the picture data on which motion compensation is performed by the motion compensation means ("motion compensator 302" and "adders 306" in Fig. 5, column 7, lines 6-16).

Regarding claim 16, it is rejected for the same reason as discussed in claim 1 above.

Regarding claim 17, it is rejected for the same reason as discussed in claim 1 above.

Regarding claim 18, it is rejected for the same reason as discussed in claim 1 above.

Claims 1, 3, 5, 7, 8, and 14-18 are rejected under 35 U.S.C. 102(b) as being anticipated by Phillips et al. (US Patent 5,510,842).

Regarding to claim 1, Phillips et al. anticipate a decoding device for decoding a coded stream (column 2, lines 25-28), the device comprising: a plurality of decoding means for decoding the coded stream (column 2, lines 32-38; column 3, lines 36-38); and decoding control means for controlling the plurality of decoding means to operate in parallel ("Deformatter/Router 110" in Fig. 1; column 2, lines 29-32; column 45-52).

Regarding claim 3, Phillips et al. anticipate: first buffer means for buffering the coded stream ("32-bit Shift Register" in Fig. 2 of "Deformatter/Router" in column 3, lines 42-48); reading means for reading out a start code indicating the start of a predetermined information unit included in the coded stream from the coded stream ("start code detector" in Fig. 2; column 5, lines 46-60) and reading out position

information related to the position where the start coded is held to the first buffer means (column 5, lines 54-65); second buffer means for buffering the start code and the position information read out by the reading means ("decoders" in column 5, lines 54-65); and buffering control means for controlling the buffering of the coded stream by the first buffer means and the buffering of the start code and the position information by the second buffer means ("8-1 Multiplexer 210" and "Start Code Detector" in Fig. 2; and "Deformatter/Router 110" of Fig. 1; column 5, lines 54-65).

Regarding to claim 5, Phillips et al. anticipate: selecting means for selecting predetermined picture data of a plurality of picture data decoded and outputted by the plurality of decoding means ("motion compensation processors" in column 7, lines 7-11); and motion compensation means for receiving the picture data selected by the selecting means and performing motion compensation ("motion compensation processors", in column 8, lines 11-67; column 9, lines 1-15).

Regarding to claim 7, Phillips et al. anticipate: a holding means for holding the picture data selected by the selecting means or the picture data on which motion compensation is performed by the motion compensation means ("MC Memory A", "MC Memory B", "FIFOs" in Fig. 6; column 8, lines 11-67; column 9, lines 1-15); and holding control means for controlling the holding, by the holding means, of the picture data selected by the selecting means or the picture data on which motion compensation is performed by the motion compensation means ("Data-path Controller 626" in Fig. 6; column 9, lines 7-10).

Regarding to claim 8, Phillips et al. anticipate the holding means separately holds a luminance component and color-difference components of the picture data (Fig. 5; column 6, lines 56-65; column 8, lines 16-19).

Regarding claim 14, Phillips et al. anticipate the output means for reading and outputting the picture data held by the holding means ("Interpolation Filter 118 and raster converter 120" in Fig. 1, column 3, lines 35-41); wherein the decoding means is capable of decoding the coded stream at a speed of N times the processing speed necessary for normal reproduction (with N = 1 in column 3, lines 35-41); and the output means is capable of outputting the picture data of N frames each, of the picture data held by the holding means (with N = 1 in column 3, lines 38-41).

Regarding claim 15, it is rejected for the same reason as discussed in claims 1, 3, 5, and 7.

Regarding claim 16, it is rejected for the same reason as discussed in claim 1 above.

Regarding claim 17, it is rejected for the same reason as discussed in claim 1 above.

Regarding claim 18, it is rejected for the same reason as discussed in claim 1 above.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claim 2, and 23-28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Akiwumi-Assani et al. (US Patent 5,532,744) as applied to claims 1, 3, 4, and 16-22 above, and further in view of Allen et al. (US Patent 5,381,145).

Regarding claim 2, see the teachings of Akiwumi-Assani et al. as discussed above. However, Akiwumi-Assani et al. do not teach the plurality of decoding means to output a signal indicating the end of decoding processing to the decoding control means, and the decoding control means to control the decoding means which outputted the signal indicating the end of decoding processing, to decode the coded stream.

Allen et al. teach the plurality of decoding means to output a signal indicating the end of decoding processing to the decoding control means ("feedback signal" in column 5, lines 56-63), and the decoding control means to control the decoding means which outputted the signal indicating the end of decoding processing, to decode the coded stream (column 5, lines 64-68; column 6, line 1).

One of ordinary skill in the art at the time the invention was made would have been motivated to incorporate the use of the feedback signal taught by Allen et al. into the decoding device taught by Akiwumi-Assani et al. to increase the bandwidth by reducing the idle time of individual components.

Regarding claim 23, Akiwumi-Assani et al. teach a decoding device for decoding a source coded stream (Fig. 1 and Abstract), the device comprising: a plurality of slice decoders for decoding the source coded stream for each slice constituting a picture of

the source coded stream (column 6, lines 46-49); and control means for controlling the plurality of slice decoders ("system controller" in Fig. 1; Abstract; column 5, lines 13-15);

Akiwumi-Assani et al. do not teach: the control means for monitoring the statuses of the plurality of the slice decoders; and wherein the control means allocates the slices to the plurality of slice decoders so as to realize the fastest decoding processing of the picture by the slice decoders irrespective of the order of the slices included in the picture.

Allen et al. teach a method and apparatus for encoding and decoding data in parallel, in which the control means for monitoring the statuses of the plurality of the slice decoders (by reading the "feedback signals" in column 5, lines 56-63); and wherein the control means allocates the slices to the plurality of slice decoders so as to realize the fastest decoding processing of the picture by the slice decoders irrespective of the order of the slices included in the picture (allocating slices to decoder based upon reading the "feedback signals" only in column 5, lines 56-63).

One of ordinary skill in the art at the time the invention was made would have been motivated to incorporate the use of the feedback signal to monitor the statuses of the decoders taught by Allen et al. into the control means taught by Akiwumi-Assani et al. to increase the bandwidth by reducing the idle time of individual components.

Claim 24 is rejected for the same reason as discussed in claim 23 above.

Claim 25 is rejected for the same reason as discussed in claim 23 above.

Regarding claim 26, see the discussion of claim 2 above. Additionally, Allen et al. also teach the control means allocating the slice to be decoded to the slice decoder which ended decoding (column 5, lines 56-63).

Claim 27 is rejected for the same reason as discussed in claim 26 above.

Claim 28 is rejected for the same reason as discussed in claim 26 above.

Claim 9 is rejected under 35 U.S.C. 103(a) as being unpatentable over Phillips et al. (US Patent 5,510,842) as applied to claims 1, 3, 5, 7, 8, and 14-18 above, and further in view of Iwamura et al. (US Patent 5,715,354).

Regarding claim 9, see the teachings of Phillips et al. as discussed in claim 1 above. Additionally, Phillips et al. also teach the change means for changing the order of frames of the coded stream supplied to the decoding means ("motion compensation processors 116" in Fig. 1; column 7, lines 52-57). However, Phillips et al. do not teach that the holding means can hold at least two more frames than the number of frames obtained by totaling intra-coded frames and forward predictive coded frames within a picture sequence, and the change means can change the order of frames of the coded stream so as to make a predetermined order for reverse reproduction of the coded stream.

Iwamura et al. teach the use of a ring buffer for storing image data in terms of one GOP, the total frames of which would be greater than two plus total number of the intra-coded frame and forward predictive frames (see Fig. 4B) and when reverse reproduction is demanded, can be read in predetermined reverse order (Fig. 5F; column 7, lines 7-12).

One of ordinary skill in the art at the time the invention was made would have been motivated to incorporate the concept of using the ring buffer for data reverse reproduction taught by Iwamura et al. into the decoding device taught by Phillips et al. to provide a user-friendly device by implementing the reverse playback feature.

Claim 10 is rejected under 35 U.S.C. 103(a) as being unpatentable over Phillips et al. (US Patent 5,510,842) and Iwamura et al. (US Patent 5,715,354) as applied to claims 1, 3, 5, 7-9, and 14-18 above, and further in view of Toebe, VIII et al. (US Patent 5,959,690).

Regarding claim 10, see the teachings of Phillips et al. and Iwamura et al. as discussed in claim 9 above. Phillips et al. also teach the output means for reading and outputting the picture data held by the holding means ("Interpolation Filter 118 and raster converter 120" in Fig. 1, column 3, lines 35-41). However, the proposed combination of Phillips et al. and Iwamura et al. does not teach the predetermined order being an order of intra-coded frame, forward predictive coded frames, and bidirectional predictive coded frames, the order within which is the reverse of the coding order; and the output means sequentially reads out and outputs the bidirectional predictive coded frames decoded by the decoding means and held by the holding means, and reads out the intra-coded frame or the forward predictive coded frame held by the holding means, at predetermined timing, and inserts and outputs the intra-coded frame or the forward predictive coded frame at a predetermined position between the bidirectional predictive coded frames.

Toebe, VIII et al. teach the predetermined order being an order of intra-coded frame, forward predictive coded frames, and bidirectional predictive coded frames, the order within which is the reverse of the coding order (column 17, lines 39-67; column 18, lines 1-19); and the output means sequentially reads out and outputs the bidirectional predictive coded frames decoded by the decoding means and held by the holding means, and reads out the intra-coded frame or the forward predictive coded frame held by the holding means, at predetermined timing, and inserts and outputs the intra-coded frame or the forward predictive coded frame at a predetermined position between the bidirectional predictive coded frames (column 17, lines 39-67; column 18, lines 1-19).

One of ordinary skill in the art at the time the invention was made would have been motivated to incorporate the method of reverse decoding and reproduction taught by Toebe, VIII et al. into the decoding device taught by Phillips et al. and Iwamura et al. to provide the feature of reverse playback without loss of temporal resolution (column 7, lines 1-4).

Claim 11 is rejected under 35 U.S.C. 103(a) as being unpatentable over Phillips et al. (US Patent 5,510,842), Iwamura et al. (US Patent 5,715,354), and Toebe, VIII et al. (US Patent 5,959,690) as applied to claims 1, 3, 5, 7-10, and 14-18 above, and further in view of Comer (US Patent 6,201,927).

Regarding claim 11, see the teachings of Phillips et al., Iwamura et al., and Toebe, VIII et al. as discussed in claim 10 above. However, the proposed combination of Phillips et al., Iwamura et al., and Toebe, VIII et al. does not teach the

predetermined order is such an order that an intra-coded frame or a forward predictive coded frame of the previous picture sequence decoded by the decoding means is held by the holding means at the timing when the intra-coded frame or the forward predictive coded frame is outputted by the output means.

Comer teaches the predetermined order is such an order that an intra-coded frame or a forward predictive coded frame of the previous picture sequence decoded by the decoding means is held by the holding means at the timing when the intra-coded frame or the forward predictive coded frame is outputted by the output means (Fig. 2; column 3, lines 14-46).

One of ordinary skill in the art at the time the invention was made would have been motivated to incorporate the order in which the intra-coded frame is displayed while the intra-coded frame of previous sequence is kept in memory taught by Comer et al. into the decoding device taught by Phillips et al., Iwamura et al. and Toebe, VIII et al. to implement the reverse display when the sequence of display goes across the boundary of the picture sequences.

Claims 12 and 13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Phillips et al. (US Patent 5,510,842) and Iwamura et al. (US Patent 5,715,354) as applied to claims 1, 3, 5, 7-9, and 14-18 above, and further in view of Schipper (US Patent 6,341,193).

Regarding claim 12, see the teachings of Phillips et al. and Iwamura et al. as discussed in claim 9 above. Phillips et al. additionally teach, as MPEG standard, necessary information for decoding the coded stream, wherein the coded stream

includes the information (column 3, lines 53-67; column 4); and control means for controlling the supply of the information to the decoding means ("detector" in column 5, lines 46-52); and the control means selects the necessary information for decoding processing by the decoding means and supplies the necessary information to the decoding means (column 5, lines 46-52).

However, the proposed combination of Phillips et al. and Iwamura et al. do not teach the recording means for recording the necessary information and control means for controlling the recording of the information by the recording means.

Schipper teaches the recording means for recording MPEG stream, which includes the necessary information for decoding the stream (Fig. 1; column 2, lines 39-40); and control means for controlling the recording of the information by the recording means ("signal processing unit" in Fig. 1).

One of ordinary skill in the art at the time the invention was made would have been motivated to incorporate the recording means and control means taught by Schipper into the decoding device taught by Phillips et al. and Iwamura et al. to provide a user-friendly interface to the device by having the feature of recording.

Regarding claim 13, Phillips et al. also teach the information supplied to the decoding means by the control means is an upper layer coding parameter corresponding to a frame decoded by the decoding means (column 5, lines 46-53).

Allowable Subject Matter

Claim 6 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base

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claim and any intervening claims because the prior art does not teach the selecting means that has storage means for storing values corresponding to the respective processing statuses of the plurality of decoding means; changes, from a first value to a second value, the values stored in the storage means corresponding to the decoding means outputting the end signal indicating that decoding processing has ended, when all the values in the storage means are the first value; selects one of the picture data decoded by the decoding means for which the corresponding values stored in the storage means are the second value; and changes the value stored in the storage means corresponding to the decoding means which decoded the selected picture data, to the first value.

Contact Information


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hung Q. Dang whose telephone number is 571-270-1116. The examiner can normally be reached on M-Th:7:30-6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thai Tran can be reached on 571-272-7382. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Hung Dang
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